IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29652 of 2008

Rajesh Kumar @ Rajesh Kumar Singh
@ Tinku, son of Late Ram Chandra
Prasad Singh, resident of village-
Mahnar, P.S.- Mahnar, district-Vaishali
.....Petitioner

Versus

The State of Bihar ..... Opp.Party

---

2. 30/09/2008 Heard learned counsel for the petitioner and learned counsel for the state.

Case is under sections 498A, 307 and other sections of the Indian Penal Code as well as section 3/4 of the Dowry Prohibition act.

From the F.I.R. it appears that the so called step father of the victim lady has levelled serious allegations against her husband and in-laws including the petitioner, who is younger brother of the husband. It has also been alleged that the younger sister of the victim lady was taken to the house on some pretext and there she was sexually abused. However, from Annexure-3 it appears that the victim lady i.e. Kavita Devi has lodged a counter case before the police levelling serious allegations against the informant, her so called step father, as well as some others of sexual abuse etc.

WEB COPY
NOT OFFICIAL

Learned counsel for the petitioner has drawn the attention of this Court to the compromise petition filed before the court below, as contained in Annexure-4, and affidavits sworn by two ladies i.e. Kavita Devi and Khushbu Ranjan, wherein they have stated that they have compromised the case.

In the circumstances, the court below is directed to ascertain the authenticity and genuineness of the said compromise filed by the two ladies, if necessary, by calling them personally in court and if the court below is satisfied that they have filed compromise on their own volition and without any coercion or threat, the court below shall release the petition on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Patna City in Fatuha P.S.Case No.165 of 2004.

WEB COPY NOT OFFICIAL

Pradeep/ **(J. N. Singh, J.)**